

April 15, 2020

**VIA ECF**

The Honorable James L. Cott  
United States Magistrate Judge  
Southern District of New York  
500 Pearl Street  
New York, NY 10007

Re: Mayagüez SA. v. Citigroup, Inc., et al., Case No. 16 Civ. 06788(PGG) (JCL)

Dear Judge Cott:

We write on behalf of Plaintiff Mayagüez, S.A. (“Mayagüez”) in the above-referenced action to request an extension of the deadline to conduct expert discovery until May 25, 2020, permitting Mayagüez’s deposition of Professor René Stulz to be conducted on a later date than that currently scheduled. We have confirmed with Defendants Citigroup, Inc. (“Citigroup”) and Citibank, N.A. (“Citibank” and together with Citigroup, the “Defendants”) that Defendants do not object to this request.

Pursuant to Your Honor’s March 18, 2020 Order, expert discovery is currently set to close on April 25, 2020. ECF 121. Following that order, Mayagüez and the Defendants (together, the “Parties”) agreed to schedule Professor Stulz’s deposition for April 21, 2020. In addition, consistent with the Court’s express guidance in that Order, the Parties set about evaluating in good faith the options for taking Professor Stulz’s expert deposition by remote means. While deposition vendors have made great strides in developing such options since the global pandemic, their existing platforms do not yet permit the introduction of data-intensive documents, such as spreadsheets or data files, which will be the focus of Professor Stulz’s expert deposition. Deposition vendors are, however, improving their platforms on a nearly weekly basis. As such, the Parties are hopeful that platform enhancements will allow such documents to be introduced and used in remote depositions in coming weeks. If that were not to be the case, within the additional time requested, the Parties will reach agreement on an alternative arrangement for the use of such documents in Professor Stulz’s remote deposition.

Pursuant to Your Honor’s Individual Rules and Practices, Mayagüez respectfully asks if, given the current pandemic, the challenges highlighted above, and the evolving nature of the available technology solutions to take Professor Stulz’s deposition remotely, the Court will allow the deposition of Professor Stulz to be conducted on a later date. Mayagüez thus requests that expert discovery not close until May 25, 2020. Defendants do not object to this request.

Thank you for considering this request.

Respectfully submitted,

/s/ Gabriel Soledad

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cc: All Counsel of Record (via ECF)